

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as express mail in an envelope addressed to:

Commissioner for Patents, Washington, D. C. 20231,
on October 11, 2001.

Kathleen Schirtz
Kathleen Schirtz

October 11, 2001
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of : Christopher L. Chua et al)	
)	Art Unit: not yet assigned
Appl. No.: not yet assigned)	
)	Examiner: not yet assigned
Filed: concurrently herewith)	

Title: **PHOTOLITHOGRAPHICALLY-PATTERNED VARIABLE CAPACITOR
STRUCTURES AND METHOD OF MAKING**

Commissioner for Patents
Washington, D.C. 20231

PRELIMINARY AMENDMENT

Dear Sir:

The applicants, through the undersigned attorney, respectfully submit the following preliminary amendment and remarks with submission of this divisional patent application.

In the Specification:

Please insert the following paragraph on page 1, line 6:

--This patent application is a divisional patent application of U.S. Patent Application Number 09/573,363, filed on May 17, 2000, now allowed.--

In the Claims

Please cancel Claims 2-11.

Remarks:

This patent application is being filed as a divisional patent application of U.S. Patent Application Number 09/573,363, filed on May 17, 2000, now allowed, pursuant to 35 U.S.C. 111(a) using the procedures set forth in 37 C.F.R. 1.53 (b).

A copy of the original prior patent application, its specification, claims and drawings, including a copy of the signed oath or declaration of the prior patent application, is submitted with this preliminary amendment.

Claims 1, 12 - 17 remain in this divisional patent application. Claims 12 - 17 were the species claims non-elected without traverse in the original Patent Application Number 09/573,363, filed on May 17, 2000, now allowed.

The applicants respectfully request consideration of this application, and its early allowance of all claims.

If the Examiner deems that a telephone conference would expedite the prosecution of the present application, the Examiner is invited to call the undersigned attorney at (310) 333-3660.

Respectfully submitted,



Jeannette M. Walder
Attorney for Applicants
Registration No. 33,698
Telephone: (310) 333-3660

El Segundo, California
Date: October 11, 2001

VERSION WITH MARKINGS TO SHOW CHANGES MADE:

In the Specification:

A new paragraph is added on page 1, line 6:

This patent application is a divisional patent application of U.S. Patent Application Number 09/573,363, filed on May 17, 2000, now allowed.

In the Claims

Claims 2-11 have been cancelled.